

Town Board Minutes

Meeting No. 10 *Special Meeting*

May 3, 1999

MEETINGS TO DATE 10
NO. OF REGULARS 8
NO. OF SPECIALS 2

LANCASTER, NEW YORK
May 3, 1999

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 3rd day of May 1999, at 6:30 PM and there were

PRESENT: ROBERT GIZA, SUPERVISOR
NEIL CONNELLY, COUNCIL MEMBER
WILLIAM MARYNIEWSKI, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
JOHN GOBER, PLANNING BOARD MEMBER
STEVEN SOCHA, PLANNING BOARD MEMBER
MELVIN SZYMANSKI, PLANNING BOARD MEMBER
MILDRED WHITTAKER, PLANNING BOARD MEMBER

ABSENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
FRANK DE CARLO, PLANNING BOARD MEMBER
DAVID MARRANO, PLANNING BOARD CHAIRMAN

ALSO PRESENT: ROBERT THILL, TOWN CLERK
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT LANEY, BUILDING INSPECTOR
ROBERT LABENSKI, TOWN ENGINEER

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of one (1) action.

**IN THE MATTER OF THE SEQR REVIEW OF THE
J & M SCHAEFER SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the J & M Schaefer site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER GOBER
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
J & M SCHAEFER SITE PLAN
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 1.5 acres.

The location of the premises being reviewed is situate 4391 Walden Avenue, east of Ward Road.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type I threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

No adverse effects noted

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

No adverse effects noted

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

No adverse effects noted

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

No adverse effects noted

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

No adverse effects noted

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

No adverse effects noted

- C.7 Other impacts (including changes in use of either quantity or type of energy).

No adverse effects noted

- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____

Robert H. Giza, Supervisor
Town of Lancaster

SEAL

May 3, 1999

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER DE CARLO	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD CHAIRMAN MARRANO	WAS ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

May 3, 1999

ADJOURNMENT:

ON MOTION DULY MADE, SECONDED AND CARRIED, this meeting was adjourned at 6:45 P.M.


Robert P. Thill, Town Clerk

Town Board Minutes

**Meeting
No. 11**

Regular Meeting

May 3, 1999

MEETINGS TO DATE 11
NO. OF REGULARS 9
NO. OF SPECIALS 2

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LANCASTER, NEW YORK
May 3, 1999

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 3rd day of May, 1999 at 8:00 P.M. and there were

PRESENT: NEIL CONNELLY, COUNCIL MEMBER
DONALD MARYNIEWSKI, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: None

ALSO PRESENT: ROBERT THILL, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT LANEY, BUILDING INSPECTOR
THOMAS FOWLER, CHIEF OF POLICE
JOHANNA COLEMAN, RECEIVER OF TAXES
CHRISTINE FUSCO, ASSESSOR

EXECUTIVE SESSION:

UPON MOTION DULY MADE, SECONDED AND UNANIMOUSLY CARRIED, the Town Board voted at 9:25 P.M. to deliberate in Executive Session for the announced purpose of discussing the negotiating position of the Town for a new garbage contract.

At 9:50 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Braun, Melvin, 5984 Genesee Street, spoke to the Town Board on the following matters:

- Expressed his total disgust with the manner in which Tops Markets operates.
- Expressed dissatisfaction in the "sweet deal" the Lancaster IDA gave Tops Markets.

Brett, James, 659 Harris Hill Road, spoke to the Town Board on the following matter:

- Complained that IDA meetings are pre-ordained. That they are just a dog and pony show. He requested that IDA meetings be held in the evening when ordinary working people can attend.

Buehler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matter:

- Requested that IDA meetings be held in the evening when ordinary working people can attend.

Burry, Richard, 6351 Broadway, spoke to the Town Board on the following matter:

- Informed the Board that he is losing patience in the slow movement with the courts of his zoning complaint at 6355 Broadway. Wants this matter settled now.

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:

- Requested additional information on prefiled resolution numbers 2, 15 and 16.
- FOIL requests.
- Local Law regulating game rooms.

Stanko, John, 10 Pleasant View Drive, spoke to the Town Board on the following matter:

- Asked why the Town Board cannot just order the property owner at 6355 Broadway to stop what he is doing until the court rules on the legality of the trucking operations being conducted on the premises.

Ciano, George, 64 Northwood Drive, spoke to the Town Board on the following matter:

- Asked the Town Board and Town Attorney if the signatures contained on the petition filed with the Town Clerk opposing the NEC Transit William LLC rezone petition have been verified? The Town Attorney responded that the Town Board takes the signatures at face value and does not verify them.

Zarbo, Richard, 357 Stony Road, spoke to the Town Board on the following matters:

- Informed the Board that he was glad and excited to see Lancaster moving forward in the area of recycling.
- Repeated his opposition to any Town policy that would allow employee vacation carry-over from a lower salary or wage year to a higher salary or wage year.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town Board
held on April 19, 1999 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR GIZA, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, Receiver of Taxes, Johanna M. Coleman, by memorandum dated March 23, 1999 has requested the Supervisor of the Town of Lancaster to transfer funds from the Contingency Account to Wages-Part Time/Sick/Vacation/Seasonal,

NOW, THEREFORE, BE IT

RESOLVED, that the following line item transfers be and are hereby approved in the 1999 adopted budget of the Town of Lancaster:

General Fund - Townwide

	Decrease	Increase
01-1990-0411 Contingency Account	\$4,000.00	\$
01-1330-0103 Wages-Part Time/Sick/Vacation/Seasonal	_____	<u>4,000.00</u>
General Fund Totals:	\$ 4,000.00	\$ 4,000.00

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

FILE: rbudget.amd (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

WHEREAS, Dana Warman, PO Box 865, Buffalo, New York 14213, has
applied to the Town Board of the Town of Lancaster a for permit to construct a Public
Improvement upon real property in the Town of Lancaster within Walnut Creek Subdivision,
Phase II, Part I,

WHEREAS, the Town Engineer of the Town of Lancaster has certified
on the following permit application that he has reviewed the improvement plans and permit
application for the installation of the public improvement requested, and that it conforms to the
Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application No. 492 of Dana
Warman, PO Box 865, Buffalo, New York 14213, for the installation of:

P.I.P. No. 492
(Street Lights)

All wire conduits, poles, lamps, lampholders,
photocells, and other appurtenances required in the
installation of six (6) street lights on Enchanted Forest
North, Walnut Creek Subdivision, Phase II, Part I

be and is hereby approved and the installation of the improvement requested be and is hereby
authorized.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: RPIP (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER CONNELLY, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to amend Chapter 50-Zoning of the Code of the Town of Lancaster, by deleting §50-28 (E) (1) of Article VII, in its entirety and enacting in place thereof a new §50-28 (E)(1) of Article VII of Chapter 50-Zoning of the Code of the Town of Lancaster, County of Erie, State of New York, which shall read as follows:

CHAPTER 50-ZONING

ARTICLE VII

Regulations Applying to All Districts

§50-28. Off-street parking, loading and stacking facilities.

E. Schedule of parking and stacking requirements.

(1) Minimum parking requirements.

- a) Off-street parking facilities shall be provided in quantities not less than set forth in the following schedules [Handicapped parking as required by the New York State Department of Motor Vehicles. Bench-type seats shall be calculated at twenty (20) inches per lineal foot.]:

[1] Dwellings:

- (a) Single-family or two-family dwellings: two (2) spaces for each dwelling unit.
- (b) Multi-family dwellings: two (2) spaces for each dwelling unit.
- (c) Tourist homes, hotels, motels or rooming or lodging houses: one (1) space for each unit accommodation and conference unit.
- (d) Dormitory, fraternity, sorority house: one (1) space per two occupants.
- (e) Mobile home lot: two (2) spaces per mobile home lot.
- (f) Additional spaces for accessory uses:
 - [1] Offices for the treatment of humans: five (5) spaces for each treatment room.
 - [2] Other offices: two (2) spaces for each office.

[2] Institutional uses.

- (a) Hospitals: 2-1/2 spaces for each bed.
- (b) Sanatoriums, convalescent homes or nursing homes: one space for each three (3) beds.
- (c) Homes for senior citizens or the aged: one (1) space per dwelling unit.
- (d) Orphanages: one (1) space for each five (5) persons in residence.

[3] Places of assembly.

(a) Schools.

- [1] Elementary and middle or intermediate schools: two (2) spaces for each classroom, plus spaces required for assembly area.
- [2] High schools: two (2) spaces for each classroom, plus one space for each nonteaching employee, plus spaces required for assembly area.
- [3] Colleges: two (2) spaces for each classroom, plus one (1) space for each nonteaching employee, plus three (3) spaces for each four full-time students, plus spaces required for assembly area.

(b) Churches, synagogues or any other places of public worship; principal or accessory auditoriums, gymnasiums, theaters, stadiums or sports arenas, and other places of public assembly other than banquet halls: one (1) space for each three (3) seats.

(c) Libraries, museums or art galleries: one (1) space for each 300 square feet of gross floor area.

(d) Bowling alleys: six (6) spaces per alley.

(e) Permanent recreational uses, in addition to spaces required for areas devoted to uses specified herein:

- [1] Ice skating, roller rinks and gymnastics centers: one (1) space per 250 square feet of gross floor area devoted to activity.
- [2] Health and swimming: one (1) space per 25 square feet of gross floor area and pool area devoted to activity.
- [3] Tennis clubs: three (3) spaces per court.
- [4] Golf courses and driving ranges: three (3) spaces per hole, minimum ten (10) spaces.
- [5] Conservation clubs: minimum ten (10) spaces.
- [6] Miniature golf: one and one-half (1-1/2) spaces per hole.
- [7] Dancing studios: one (1) space per fifty (50) square feet of gross floor area devoted to activity.

- (f) Eating or drinking establishments, principal or accessory;
 - [1] Restaurant/bar and banquet hall: one (1) space per three (3) seats and one (1) space per 100 square feet for customer self-service or take-out area.
 - [2] Restaurants, take-out service only: one (1) space per 10 square feet of gross floor area.
- (g) Clubs or lodges: as required for assembly and restaurant facilities therein.
- (h) Mortuaries or funeral parlors: fifteen (15) spaces for each parlor.
- (i) In the event that any of the uses, buildings or structures described in subsections (a) through (h) of this section are contained in or are part of a shopping center, the requirement of Subsection [4] (d) shall apply.

[4] Business or industrial uses.

- (a) Furniture, floor covering or appliance stores; home furnishings and equipment sales; custom shops; whole-sale businesses: one (1) space for each 700 square feet of gross floor area, with a minimum of four (4) spaces required.
- (b) New or used car sales: one space for each 700 square feet of sales area within a building, but not less than ten (10) spaces for customer parking and one space for each two employees. Such spaces shall be clearly marked and shall not be used for the parking of unregistered motor vehicles.
- (c) Gasoline stations, automobile collision, public garages or repair garages, principal or accessory: three (3) spaces for each service bay, minimum six (6) spaces.
- (d) Shopping centers: six (6) spaces per 1,000 square feet of net floor area.
- (e) Retail stores and service, not a part of a shopping center:
 - [1] Food stores and discount stores: one (1) space for Each 100 square feet of gross floor area.
 - [2] Other: 5.5 spaces per 1,000 square feet of net floor area.
- (f) Real estate offices: eight (8) spaces, or 1-1/2 spaces per employee.
- (g) Medical and dental clinics and offices: eight (8) spaces per doctor or dentist.
- (h) Other business or professional offices or banks, public and semi-public buildings, including government buildings: one (1) space for each 175 square feet of gross floor area.
- (I) Manufacturing, industrial plants, wholesale distributors, laboratories, general commercial and other services, machine shop: one (1) space per employee.
- (j) Roadside stands: minimum three (3) spaces.

- (k) All other principal uses not above enumerated or excepted: one (1) space for each 350 square feet of gross floor space.

[5] Mixed uses.

Except as otherwise provided in Subsection [4], where any building or lot is occupied by two or more uses having different parking requirements, the parking requirement for each use shall be computed separately to determine the total off-street parking requirement.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to §130 of the Town Law of the State of New York, a Public Hearing on the said proposed amendment to §50-28 Off-street Parking, Loading and Stacking Facilities, (E)(1) of Article VII of Chapter 50-Zoning will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on May 17, 1998 at 8:30 o'clock P.M., Local Time, and that notice of the time and place of such Hearing be published on May 6, 1999 in the Lancaster Bee, a newspaper of general circulation in said Town and posted on the Town Bulletin Board, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: razonorh.599

**LEGAL NOTICE
PUBLIC HEARING
AMENDMENT TO SECTION 50-28 (E)(1)
ZONING ORDINANCE
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town of Lancaster adopted on the 3rd day of May, 1999, the said Town Board will hold a Public Hearing on the 17th day of May, 1999 at 8:30 o'clock P.M., Local Time, to hear all interested persons upon a proposed amendment of Chapter 50-Zoning, Article VII, §50-28 (E)(1) briefly summarized as follows:

"An amendment to Chapter 50-Zoning by deleting §50-28 (E)(1) of Article VII, and enacting in place thereof a new §50-28 (E)(1).

This new section sets forth minimum parking requirements/regulations which shall apply to all zoning districts in the Town of Lancaster, and replaces the minimum parking requirements currently in place."

A full copy of this proposed ordinance amendment is on file in the Town Clerk's office and is available for public review during regular office hours.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: ROBERT P. THILL
Town Clerk**

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town of Lancaster has been involved in the contract negotiations with the CSEA Local 815 White Collar Unit, and

WHEREAS, the membership of the CSEA Unit have ratified the terms of a four (4) year Collective Bargaining Agreement, and

WHEREAS, the Town Board has been advised by the Town Attorney and Labor Consultant that the terms of the Agreement are fair and reasonable and that it is in the interest of the Town to ratify the Agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Supervisor of the Town of Lancaster to execute a new Collective Bargaining Agreement with CSEA Local 815 White Collar Unit for a four (4) year term commencing January 1, 1999 and terminating December 31, 2002.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: racseawc

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has recently completed negotiation of the collective bargaining Agreement with the CSEA White Collar Unit, and

WHEREAS, after due consideration, the Town Board deems it to be appropriate to extend certain benefits received by members of the CSEA White Collar Unit to those white collar employees of the Town of Lancaster who are not entitled to be members of the White Collar Union and whose employment and benefits are governed by the Personnel Rules for Employees in the Service of the Town of Lancaster and other Town Board resolutions as have been adopted from time to time;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes the extension of the benefits provided in the Agreement between the Town of Lancaster and the CSEA-Town of Lancaster White Collar Unit to all employees of the Town whose employment and benefits are governed by (a) the Personnel Rules for Employees in the Service of the Town and (b) other town board resolutions as have been adopted from time to time;

2. In the event there is a conflict between the "Personnel Rules" and other resolutions and the contract provisions referred to herein, the contract provisions shall prevail; and

3. The extension of all contract provisions cited above shall commence immediately or as soon as the Town can effectuate a change and shall be retroactive to January 1, 1999.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, the General Crew Chief, by letter dated April 14, 1999, requested the appointment of Sebastian Constantino to the position of Recreation Attendant with no benefits at the hourly rate of \$9.25 in the Parks, Recreation and Forestry Department of the Town of Lancaster for the spring and summer seasons of 1999, and,

WHEREAS, Sebastian Constantino was previously appointed by Town Board resolution dated January 4, 1999 to the position of Recreation Supervisor P.T. - League Scheduling in the Parks, Recreation and Forestry Department with no benefits at an hourly salary of \$10.00.

NOW, THEREFORE, BE IT

RESOLVED, that the resolution dated April 14, 1999 appointing Sebastian Constantino to the position of Recreation Attendant at an hourly salary of \$9.25 be and is hereby amended to delete the appointment of Sebastian Constantino.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File:rpers/rpers.seasonal (P7)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MARYNIEWSKI, TO WIT:

WHEREAS, the Highway Superintendent, by letter dated April 23, 1999, has requested authorization from the Town Board to purchase a new 1999 Ford F450 Super Duty 3-ton cab and chassis under State Bid.

NOW, THEREFORE, BE IT

RESOLVED, that the Highway Superintendent of the Town of Lancaster be and is hereby authorized to purchase under New York State Contract Pricing from Basil Ford, 1540 Walden Avenue, Cheektowaga, New York 14225 a new 1999 Ford F450 Super Duty 3-ton cab and chassis with optional amber revolving light and diesel engine for a total cost of \$24,886.00, and,

BE IT FURTHER

RESOLVED, that said truck be purchased using funds from the bond issue authorized by Town Board resolution dated July 6, 1998.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, Section 4-104(5) of the Election Law of the State of New York provides for consolidation of election districts located within the same polling place in Primary Elections if the candidates of each district are the same on each voting machine and the consolidation results in less than 1200 voters in a consolidated polling place, and

WHEREAS, the Town Clerk has informed the Town Board that he wishes to take advantage of Section 4-104(5) of the Election Law to save taxpayers \$8,414.00 in inspector payroll costs and over \$1,000. in voting machine delivery costs, and

WHEREAS, the Town Clerk has assured the Town Board that no voter will be inconvenienced by the consolidation since only districts located within the same polling place will be consolidated.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to petition the Erie County Board of Elections for permission to consolidate election districts within the Town of Lancaster for the September 14, 1999 Fall Primary pursuant to the provision of Section 4-104(5) of the Election Law of the State of New York, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to take any further action necessary to effect the purpose and interest of this consolidation resolution

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: RCONSOL.DIS

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau, by letter dated
April 26, 1999, has recommended the appointment of Stephanie Ruch to the position
of Tutor with the Youth Bureau of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Stephanie Ruch, 169 Enchanted Forest South, Depew, New
York is hereby appointed to the position of Tutor with the Town of Lancaster Youth Bureau,
effective May 4, 1999 at a salary of \$10.00 per hour, and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the
necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER MONTOUR, TO WIT:

WHEREAS, Marrano/Marc Equity Corporation, 2730 Transit Road, West Seneca, New York, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Trentwood Trail Subdivision Phase II,

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Applications Nos. 493, 494 and 495 of Marrano/Marc Equity Corporation, 2730 Transit Road, West Seneca, New York, for the installation of:

P.I.P. No 493 (Pavement & Curb)	1030 LF of road with 6" upright curb, temporary turn around with barricade.
P.I.P. No. 494 (Water Line)	1055 LF of 8" pipe with 2 hydrants.
P.I.P. No. 495 (Storm Sewers)	792 LF of 12" pipe, 75 lf of 15" pipe, 939 lf of 18" pipe, 60 LF of 24" pipe, 5 man holes, 6 road receivers, 1955 LF of rear yard drainage pipe.

be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: RPIP (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, §467 of the Real Property Tax Law of the State of New York permits the Town to grant a partial exemption from real property taxation for persons sixty-five (65) years of age or over, on a graduated scale based upon the income, and

WHEREAS, the State Legislature has now provided by legislation a new sliding scale which will grant further relief to Senior Citizens, and

WHEREAS, the effect of the increase in income eligibility will not place any undue burden on the taxpaying public, but will materially improve the economic ability of our senior citizens to cope with the ravages of inflation while living on a fixed income, and

WHEREAS, the Town Board deems it in the public interest to adopt the new graduated scale;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 467 of the Real Property Tax Law of the State of New York, a Public Hearing on the enactment by resolution of a senior citizens tax exemption will be held on the 17th day of May, 1999 at 8:40 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, and that a Notice of the time and place of such hearing shall be published in the Lancaster Bee, the Official Newspaper, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: rsenexmp

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER**

NOTICE IS HEREBY GIVEN, that pursuant to Section 467 of the Real Property Tax Law and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 3rd day of May, 1999 the said Town Board will hold a Public Hearing on the 17th day of May, 1999, at 8:40 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, upon the resolution authorizing a partial exemption from real property taxation for persons sixty-five (65) years of age or over, on a graduated scale based upon the income, as follows:

SENIOR CITIZENS TAX EXEMPTION

1. <u>ANNUAL INCOME</u>	<u>PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION</u>
Less than \$19,500.	50 per centum
More than \$19,500. but Less than \$20,500.	45 per centum
More than \$20,500. but Less than \$21,500.	40 per centum
More than \$21,500. but Less than \$22,500.	35 per centum
More than \$22,500. but Less than \$23,400.	30 per centum
More than \$23,400. but Less than \$24,300.	25 per centum
More than \$24,300. but Less than \$25,200.	20 per centum
More than \$25,200. but Less than \$26,100.	15 per centum
More than \$26,100. but Less than \$27,000.	10 per centum
More than \$27,000. but Less than \$27,900.	5 per centum

2. The partial exemption being provided for herein shall be subject to the provisions of Section 467 of the Real Property Tax Law, and any other law or statute applicable thereto.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: ROBERT P. THILL
Town Clerk**

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, the Town of Lancaster has been approved for a Municipal Recycling Grant through the Department of Environmental Conservation (DEC), for small scale lo-technology approaches to resource recovery in the sum of \$ 87,000.00, and

WHEREAS, the DEC has now authorized the release of the sum of \$64,191.00 under a contract for curbside recycling bins and brush chippers pursuant to the Town's grant application, and

WHEREAS, the wood chips processed by the brush chippers are utilized for municipal landscaping purposes and are also made available to Town residents free of charge;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to enter into a contract with the New York State Department of Environmental Conservation in the sum of \$64,191.00 for the approved items, to wit: curbside recycling bins and brush chippers.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: rreylgrt.503

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER, STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of Local Laws, and

WHEREAS, after review and consideration, the Town Board of the Town of Lancaster deems it in the public interest to repeal in its entirety Section 21-5 and Section 21-6 of Chapter 21, entitled "Floodplains", of the Code of the Town of Lancaster and to enact in place thereof a proposed Local Law of the Year 1999, and designated as Sections 21-5 and 21-6 of Chapter 21-Floodplains, of said Code, which shall read as follows:

**FLOODPLAINS
CHAPTER 21**

**Proposed
LOCAL LAW NO. 3
OF
THE YEAR 1999**

A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LANCASTER BY DELETING AND REPEALING, IN ITS ENTIRETY, SECTION 21-5 AND SECTION 21-6 OF CHAPTER 21, OF THE CODE OF THE TOWN OF LANCASTER, ENTITLED: "FLOODPLAINS", AND REPLACING IT WITH A LOCAL LAW OF 1999, ENACTING NEW SECTIONS 21-5 AND 21-6 OF CHAPTER 21, "FLOODPLAINS" OF THE CODE OF THE TOWN OF LANCASTER.

BE IT ENACTED, by the Town Board of the Town of Lancaster, as follows:

Section 1.

The Code of the Town of Lancaster is hereby amended by deleting and repealing Section 21-5 and Section 21-6 of Chapter 21-Floodplains," of said Code..

Section 2.

The Code of the Town of Lancaster is hereby amended by adding thereto Local Law No. 3 of the Year 1999, to replace Section 21-5 and Section 21-6 of Chapter 21 as hereinabove repealed, and further designated as Section 21-5 and Section 21-6 of Chapter , Article 1 of said Code and shall read as follows:

§21-5. Applicability.

This Local Law shall apply to all areas of special flood hazard within the jurisdiction of the Town of Lancaster, Erie County, New York.

§21-6. Basis for establishing the areas of special flood hazards.

The areas of special flood hazard are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- (1) Flood Insurance Rate Map (multiple panels) Index No. 3602490001-0012, whose effective date is December 1, 1981.
- (2) A scientific and engineering report entitled "Flood Insurance Study, Town of Lancaster, New York, Erie County" dated June 1, 1981.
- (3) Flood Boundary and Floodway Map (multiple panels) Index No. 360249 0001-0012, whose effective date is December 1, 1981.
- (4) LOMR effective 89/99 FEMA Case No. 89-02-011P, revising FIRM and FBFM panel 10.

The above documents are hereby adopted and declared to be a part of this Local Law. The Flood Insurance Study and/or maps are on file at the Town of Lancaster Building Inspector's Office, in the Town of Lancaster, Erie County, New York.,

NOW THEREFORE, BE IT

RESOLVED, as follows:

1. That pursuant to the Municipal Home Rule Law of the State of New York, and Chapter 26 of the Code of the Town of Lancaster, a Public Hearing on a proposed Local Law of the Year 1999, which Law repeals in its entirety Sections 21-5 and 21-6, of Chapter 21 - Floodplains, of the Code of the Town, and enacts in place thereof Local Law No. 3 of the Year 1999, and designated as Sections 21-5 and 21-6 of Chapter 21-Floodplains, of said Code, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, at 8:50 o'clock P.M., Local Time on the 17th day of May, 1999, and that Notice of the Time and Place of such Hearing shall be published on May 6, 1999, in the Lancaster Bee, being a newspaper of general circulation in said Town, which Notice shall be in the form attached hereto and made a part hereof, and

2. That the Town Clerk is hereby directed to make copies of the proposed Local Law No. 3 of the Year 1999, designated as Sections 21-5 and 21-6 of Chapter 21, "Floodplains" of the said Code for distribution to any person during business hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: rloclaw3.599

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted May 3, 1999, the said Town Board will hold a Public Hearing on the 17th day of May, 1999, at 8:50 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon a proposed Local Law No. 3 of the Year 1999, which Local Law repeals in its entirety Section 21-5 and Section 21-6 of Chapter 21 - Floodplains of the Code of the Town of Lancaster, and enacts in place thereof a new Section 21-5 and Section 21-6 of Chapter 21-Floodplains of the Code of the said Town, briefly described as follows:

"A Local Law which repeals Sections 21-5 and 21-6 of Chapter 21-Floodplains of the Code of the Town of Lancaster and enacts in place thereof a new Section 21-5 and Section 21-6 of Chapter 21 Floodplains of the Code of the Town of Lancaster.

This Local Law amends floodplain management regulations and correctly references the Flood Insurance Rate Map and the LOMR."

Complete copies of this proposed Local Law are available in the Town Clerk's office for review by the public during regular business hours.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: ROBERT P. THILL
Town Clerk**

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

WHEREAS, on January 4, 1999, the Town Board adopted a schedule of salaries for
Town employees who are members of the CSEA White Collar Unit, and

WHEREAS, the negotiations for the CSEA White Collar Unit have been finalized,

NOW, THEREFORE, BE IT

RESOLVED, that the Schedule of Salaries adopted January 4, 1999, be and hereby is
amended retroactive to January 1, 1999, and

BE IT FURTHER

RESOLVED, that the following Schedule of Salaries be and hereby is adopted for the
CSEA White Collar Union employees for the year 1999 (Amounts represent annual salaries unless
otherwise specified)

TO BE PAID BI-WEEKLY

Assessor, Clerk Typist (Cox)	28,494.00
Assessor, Real Property Appraiser (Hanley)	35,993.00
Assessor, Real Property Appraiser Technician (Mazur)	32,480.00
Building Inspector, Assistant (Simme/Campisano)	35,810.00
Bldg. Inspector, Bldg./Zoning Clerk (Garcia)	28,494.00
Court, Clerk Typist (Kane/Graber)	28,494.00
Engineer, Construction Inspector (Smith)	35,810.00
Engineer, Supervising Clerk (Augustine)	32,348.00
Fire Inspector (Blair)	35,810.00
Highway, Crew Chief (Cacciotti)	22.53
Highway, Working Crew Chief (Gainey)	22.53
Highway, Highway Maintenance Clerk (Zipp)	28,494.00
Rec. of Taxes, Sr. Data Processing Control Clerk (Stock)	34,103.00
Recreation, Clerk Typist (Gryczynski)	28,494.00
Recreation, Laborer Aides (Hoffmann/Dudas/Mikula/Len/Zimmerman Ciccarelli/Marino)	12.59
Recreation, Laborers (Gangloff/Giroux/Lubera/Perillo)	17.04
Supervisor, Sr. Clerk Stenographer (Greco)	37,497.00
Supervisor, Sr. Account Clerk (Palano)	34,103.00
Town Clerk, Clerk Typist (Blank)	28,494.00
Youth Bureau, Account Clerk Typist (Dwyer)	32,348.00
Youth Bureau, Program Coordinator (Harrington)	34,103.00
Youth Bureau, Youth Counselors (Schanne/Lorigo)	34,103.00
Youth Bureau, Youth Court Coordinator (Prov.) (Candino)	11.74

and,

BE IT FURTHER

RESOLVED, that retroactive pay resulting from these amendments be paid with the employees' regularly scheduled pay check at the earliest possible convenience.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MARYNIEWSKI. TO WIT:

WHEREAS, on January 4, 1999, the Town Board adopted a schedule of salaries for non-union Town employees, and

WHEREAS, the Town Board adopted the above mentioned schedule of salaries with the intention that said schedule would be subject to change upon the finalization of contract negotiations with the CSEA White Collar Unit so as to grant the same salary increases to the non-union employees as were negotiated by the White Collar Unit, and

WHEREAS, a new contract between the Town and the CSEA White Collar Unit was approved by the Town Board on May 3, 1999 with salary increases retroactive to January 1, 1999,

NOW, THEREFORE, BE IT

RESOLVED, the Schedule of Salaries for non-union employees adopted January 4, 1999 be and hereby is amended effective January 1, 1999 as follows (amounts represent annual salaries unless otherwise specified):

TO BE PAID BI-WEEKLY

Assessor, (Fusco)	47,558.00
Building Inspector, (Laney)	47,558.00
Building Inspector, Clerk P.T. (Flanagan)	12.38
Building Inspector, Zoning Inspector, P.T. (Maciejewski)	10.53
Building Inspector, P.T. (Revelas)	11.30
Court, Clerk Typist (Filipowicz/Feldmann)	28,494.00
Court, Clerk, P.T. (Kane)	3,854.00
Director of Administration & Finance, (Brown)	49,490.00
Dog Control, (Horn)	31,446.00
Dog Control Officers, P.T. (Hoffman/Horbett/Pokrywczynski/Sitek)	
Full is \$14.85	
75% 0 - 1040 hours - cumulative Town service	11.14
80% 1041 - 2080 hours - cumulative Town service	11.88
85% 2081 - 3120 hours - cumulative Town service	12.62
90% 3121 - 4160 hours - cumulative Town service	13.37
95% 4161 - 5200 hours - cumulative Town service	14.11
100% greater than 5200 hours - cumulative Town service	14.85
Drainage Officer, P.T. (Labenski)	4,094.00
Engineer, (Labenski)	60,358.00
Police, Sr. Clerk Typist (Fruend)	36,094.00
Police, School Crossing Guard, P.T. (Meyers)	7.54
Property Manager, Clerk P.T. (Simme)	4,305.00
Receiver of Taxes, 1 st Deputy (Lewandowski)	35,810.00
Receiver of Taxes, 2 nd Deputy (Macko)	28,494.00
Recreation, Clerk Typist, P.T. (Piccolo)	15.66
Recreation, General Crew Chief (McCracken)	44,430.00
Recreation, Supervisor P.T. Senior Citizens (Piccolo)	15.66
Recreation, Clerk Typist, P.T. (Jablonski)	
Full is \$15.66	
95% 361 - 4550 hours - cumulative Town Service	14.88
100% greater than 4550 hours - cumulative Town Service	15.66
Supervisor, Assistant (Fialkiewicz)	34,103.00
Supervisor, Clerk, P.T. (Campanelli)	10.53
Town Attorney, (Sherwood)	49,999.00
Town Attorney, Clerk Stenographer (Scroger)	34,103.00
Town Attorney, Deputy Town Attorney P.T. (Przybyla)	18,025.00
Town Attorney, Town Prosecutor P.T. (LoCicero)	10,764.00
Town Attorney, Clerk P.T. (Rybak)	10.53

Town Clerk, Deputy (Perrello)	36,935.00
Town Clerk, Deputy (Derkovitz)	28,494.00
Town Clerk, Clerk P.T. (Allein)	10.53

Town Clerk, Clerk P.T. on step (Quinn/Wehner)	
Full is \$10.53	
90% 0 - 910 hours - cumulative Town service	9.48
95% 911 - 1820 hours - cumulative Town service	10.00
100% greater than 1820 hours cumulative Town service	10.53
Youth Bureau, Executive Director (Trojanowsky)	45,152.00

TO BE PAID SEMI-ANNUALLY

Planning Board Chairperson	2,370.00
Planning Board Members (6)	2,070.00 each
Zoning Board of Appeals Chairperson	1,453.00
Zoning Board of Appeals Members (6)	1,130.00 each

and,

BE IT FURTHER

RESOLVED, that retroactive pay resulting from these amendments be paid with the employees' regularly scheduled pay check at the earliest possible convenience.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER MONTOUR, TO WIT:

WHEREAS, the Town Board, by resolution, appointed Anthony Lorigo, to the position of Youth Counselor, full time, in the Youth Bureau of the Town of Lancaster on a provisional basis pending successful passing of a civil service examination, and

WHEREAS, the Personnel Office of the County of Erie has informed the Supervisor of the Town of Lancaster that Anthony Lorigo has successfully passed a civil service examination for this position, and

WHEREAS, it is the desire of the sponsor of this resolution to appoint Anthony Lorigo to the permanent position of Youth Counselor in the Youth Bureau of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Anthony Lorigo, 8 Pershing Place, Lancaster, New York 14086, be and is hereby appointed to the permanent civil service position of Youth Counselor, full time, in the Youth Bureau of the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the 1999 salary be and is hereby set at \$34,103 as set forth in the Amended Schedule of Salaries adopted by the Town Board on May 3, 1999, with retention of full benefits.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, J & M Schaefer, Inc., 4391 Walden Avenue, Lancaster has submitted a Site Plan prepared by A. Scott Whittaker, Surveyor and received February 12, 1999, for the construction of an 8,500 s.f. addition to its existing facility located on its premises at 4391 Walden Avenue in the Town of Lancaster, and

WHEREAS, the Planning Board has reviewed the plan, and by letter dated April 14, 1999 recommended approval of this project, and

WHEREAS, a SEQR review was conducted on this project on May 3, 1999, and a Negative Declaration was issued at that time;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan prepared by A. Scott Whittaker, Licensed Land Surveyor, and received on February 12, 1999 for J & M Schaefer, Inc., for construction of an 8,500 s.f. addition to its facilities located at 4391 Walden Avenue, in the Town of Lancaster.

The question of the adoption of the following resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: rasite.599

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
STEMPNIAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Director of Administration and Finance, to wit:

Claim No. 8242 to Claim No. 8448 Inclusive

Total amount hereby authorized to be paid: **\$467,583.19**

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

File: Rclains

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MARYNIEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED that the following Building Permit Applications be and are hereby
approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are
waived for this permit.

(CSW) = Conditional sidewalk waiver.

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	Structure
5730		Scurci-Melancon Inc	12 Woodgate Dr	Er. Fence/Pool
5731		Scurci-Melancon Inc	1 Caladium Ct	Er. Fence/Pool
5732		Paul Haniszewski	946 Ransom Rd	Dem. Sin. Dwlg
5733		Ellicott Creek Const	5240 Genesee St	Alt. Storage Bldg
5734		Capretto Homes	316 Enchanted Forest N	Er. Sin. Dwlg
5735		Capretto Homes	270 Enchanted Forest N	Er. Sin. Dwlg
5736		Fischione Const Co Inc	191 Enchanted Forest S	Er. Sin. Dwlg
5737		Edward Borro	755 Aurora St	Er. Shed
5738		Daniel Wrobel	266 Ransom Rd	Er. Shed
5739		Jeff Li Puma	20 Hidden Trl	Er. Pool
5740		Lancaster Library	5466 Broadway	Er.Temp. Sign
5741		Kevin Cichocki	171 Enchanted Forest S	Er. Fence/Pool
5742		Nigel Enterprises	54 Village View	Er. Sin. Dwlg
5743		Western NY Bev Ind	4284 Walden Ave	Er. Mfg. Bldg
5744		Michael S O'Brien	43 Michael Anthony Ln	Er. Shed
5745		Decks Unlimited Const	23 Gale Dr	Er. Deck
5746		Schmitts Garage Inc	5255 Genesee St	Rep. Storage Bldg
5747		Kevin Haefner	52 Quail Run Ln	Ex. Sin. Dwlg
5748		Forbes Homes Inc	5 Regency Ct	Er. Sin. Dwlg
5749		Dale Roselle	12 Bridgewater Ct	Er. Pool
5750		Larry Herzog	19 Cobblestone Ct	Er. Shed
5751		Brookhaven Apt Homes	5844 Broadway	Er. Garage
5752		Kulback's Construction	1767 Como Park Blvd	Ex Day Care
5753		Andrea Chojecki	40 Pleasant View Dr	Er. Fence
5754		Ryan Homes	47 Stream View Ln	Er. Sin. Dwlg
5755		Ryan Homes	55 Stream View Ln	Er. Sin. Dwlg
5756		Greg Henderson	10 Broadmoor Ct	Er. Fence
5757		Paul Augustyniak	12 Clermont Ct	Er. Shed
5758		Nail Design	4779 Transit Blvd	Er.Temp. Sign
5759		Karen Marsch	30 Woodgate Dr	Er. Shed
5760		Allen Miller	34 Via Donato E	Er. Fence

5761	Majestic Pools Inc	141 Pleasant View Dr	Er. Fence
5762	Stanley Blaszczyk Jr	4798 William St	Er. Fence/Pool
5763	Marrano/Marc Equity	52 Stony Brook	Er. Sin. Dwlg
5764	Marrano/Marc Equity	66 Old Post Rd	Er. Sin. Dwlg
5765	Dennis Kwiatkowski	5230 William St	Er. Shed
5766	A V Randaccio Bldr	15 Sussex Ln	Er. Sin. Dwlg
5767	Sharon Beamish	42 Bentley Cir	Er. Fence
5768	Swimco Pools	38 Village View	Er. Pool
5769	Swimco Pools	7 Hillside Pky	Er. Pool
5770	Swimco Pools	1048 Townline Rd	Er. Pool
5771	Stephen Apking	41 Greenmeadow Dr	Er. Fence
5772	American Fence Co	12 Candlestick Ct	Er. Fence
5773	Anthony Menno	8 Candlestick Ct	Er. Shed
5774	Melanie Boniszewski	50 Rehm Rd	Er. Pool
5775	Majestic Pools	9 Hillside Pky	Er. Fence/Pool
5776	Hank Polanowski	4793 William St	Alt. Sin. Dwlg
5777	Mark Grupp	53 Quail Run Ln	Er. Deck
5778	Rich Haslinger	12 Devonshire Ln	Er. Deck
5779	Ken Kieliszek	86 Pheasant Run N	Er. Pool
5780	Michael Wesolowski	59 Newberry Ln	Er. Deck
5781	Mike Rusin	1 Idlebrook Ct	Er. Pool
5782	Richard Seiler	21 Cobblestone Ct	Er. Deck
5783	Custom Home by Walter	6 Wendtworth Ct	Er. Sin. Dwlg
5784	Kulback's Assoc Inc	3524 Walden Ave	Er. Tire Store
5785	Gary Fricke	46 Signal Dr	Er/Ex Deck
5786	Roman Jewula	24 Riemers Ave	Er. Shed
5787	Kulback's & Assoc	3524 Walden Ave	Remove Tank
5788	Ruth Nosbisch	9 Grace Way	Er. Shed
5789	Centennial Homes	167 Nathan's Trl	Er. Sin. Dwlg
5790	Heartland Home Const	27 Stream View Ln	Er. Sin. Dwlg
5791	Krug, Frank	667 Pleasant View Dr	Er. Shed
5792	McCarthy, John	25 Cobblestone Ct	Er. Pool
5793	Petrasio Frank	20 Grafton Ct	Er. Pool
5794	Zak, Eugene	591 Pleasant View Dr	Er. Fence
5795	Centennial Homes Inc	163 Nathan's Trl	Er. Sin. Dwlg
5796	Fetes, Daniel	38 Village View	Er. Fence
5797	Mueller, J Nicholas	5645 Genesee St	Er. Patio & Deck
5798	Daddario, John	1048 Townline Rd	Er. Fence
5799	Marrano/Marc Equity	22 Old Post Rd	Er. Sin. Dwlg
5800	Danni, Michael	6 Park Walk	Er. Deck
5801	Radko, Cheryl	16 Village View	Er. Shed
5802	Giordano, Paul	24 Pinetree Dr	Er. Pool

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 3, 1999

COMMUNICATIONS:

- 222. General Crew Chief to Supervisor -
Announcement of celebration of Arbor Day with local schools. DISPOSITION =
Received & Filed
- 223. Richard Zarbo to Town Clerk -
Submittal of name for consideration to serve on Lancaster's Board of Ethics.
DISPOSITION = Supervisor
- 224. NYS Dept. Of Transportation to Supervisor -
Informs Town of final design phase re: Walden Ave, from Conrail overpass to
Cemetery Road. DISPOSITION = Town Engineer
- 225. NYS Dept. Of Public Service to Supervisor -
Temporary Operating Authority is granted to Parnassos, LP to continue to provide
cable TV services during negotiations of franchise renewal. DISPOSITION = Cable
TV Committee
- 226. Eleanor D. Kucharski to Town Board -
Asks the Town Board to consider the long term consequences on rezone petition of
NEC Transit William LLC. DISPOSITION = Received & Filed
- 227. Town Clerk to Zoning Board Members, Building Inspector and Dep. Town Attorney -
Transmittal of variance petitions for meeting to be held May 13, 1999. DISPOSITION
= Received & Filed
- 228. Towne Square Village Association to Town Board -
Petition to deny Special Use Permit 1 Cemetery Road. DISPOSITION = Planning
Committee
- 229. Highway Superintendent to Planning Board Chairman -
Transmittal of no concerns re: site plan for Eckerd Pharmacy. DISPOSITION =
Planning Committee
- 230. Town Attorney to Deputy Commissioner of Highways -
Filing of Notice of Defect for William Street and Lake Avenue. DISPOSITION =
Public Safety Committee
- 231. Executive Director of Youth Bureau to Supervisor -
Recommend appointment of Stephanie Ruch as tutor in Youth Bureau.
DISPOSITION = Received & Filed
- 232. Highway Superintendent to Town Board -
Request purchase of new pickup truck. DISPOSITION = Received & Filed
- 233. Planning Board to Town Board -
Transmittal of Minutes of meeting of April 21, 1999. DISPOSITION = Received &
Filed
- 234. NYS Department of Environmental Conservation to Town Attorney -
Designation of Town of Lancaster as SEQR Lead Agency for J & M Schaefer site
plan. DISPOSITION = Received & Filed
- 235. Erie County Department of Environment and Planning -
Results of SEQR Referral Review site plan for J & M Schaefer Inc. DISPOSITION =
Received & Filed
- 236. Town Attorney to Town Board -
Response to complaint re: Town Zoning Regulation enforcement at Ward Road -
Industrial Development. DISPOSITION = Planning Committee
- 237. Buffalo Tournament Club Golf Course to Supervisor -
Express opposition to rezone application of Scherrer Auctions. DISPOSITION =
Planning Committee

238. Pauline Weinheimer to Town Board -
Express thanks for passage of Partial Property Tax exemption for persons with disabilities and limited income. DISPOSITION = Received & Filed
239. Adelphia Cable to Supervisor -
Transmittal of information to correct any confusion re: collection of franchise fees. DISPOSITION = Town Attorney, Received & Filed
240. Citizens Against NEC Transit William Rezone to Town Board -
Conveyance of petitions opposing rezone petition of NEC Transit William. DISPOSITION = Received & Filed
241. Highway Superintendent to Planning Board Chairman -
Express no concerns re: site plan for Salvatore's Italian Gardens. DISPOSITION = Planning Committee
242. Highway Superintendent to Planning Board Chairman -
Express no concerns re: site plan for Try-It Distribution Center. DISPOSITION = Planning Committee
243. Executive Director of Youth Bureau to Supervisor -
Recommend permanent appointment of Anthony Lorigo to position of Youth Counselor. DISPOSITION = Received & Filed

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER MARYNIEWSKI AND SECONDED
BY THE ENTIRE TOWN BOARD AND CARRIED,** the meeting was adjourned at
9:50 P.M.


Robert P. Thill, Town Clerk